

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY**

**RE: BAY STATE GAS COMPANY
STAFFING AND OTHER MATTERS**

DTE 06-31

**FIFTH SET OF INFORMATION REQUESTS OF INTERVENOR UNITED STEEL,
PAPER AND FORESTRY, RUBBER, MANUFACTURING, ENERGY, ALLIED
INDUSTRIAL AND SERVICE WORKERS INTERNATIONAL UNION ("USW"),
AFL-CIO¹**

- USW 5-1: Referring to your response to USW 3-5 to 3-8, provide the following information:
- 1) Identify the dates of Mr. Miller's employment with NCSC or BSG;
 - 2) Identify Mr. Miller's employer (BSG or NCSC) as of August 2002;
 - 3) Identify whether Mr. Miller's employer has changed between August 2002 and the present date;
 - 4) Identify the geographic location of Mr. Miller's current office, and to the extent available, how long Mr. Miller has worked at that location;
 - 5) Confirm that the Company's review of documents regarding, informing, or relating to the decision to lift the December 2001 policy "to require additional approvals before vacant positions could be filled" included all documents within the custody, control, or possession of Mr. Miller; and
 - 6) To the extent that this is not the case, provide all documents within the custody, control, or possession of Mr. Miller relating to, informing, or regarding the decision to lift the December 2001 policy "to require additional approvals before vacant positions could be filled."

1 In this request, the term "document" or "documents" means the originals and all non-identical copies (whether different from originals by reason of notations made on such copies or otherwise), or in lieu thereof, true and exact copies, regardless of origin or location, of any written, typed, printed, transcribed, taped, recorded, filmed, punched or graphic matter of any kind, type or nature whatsoever, however produced or reproduced, including but not limited to contracts, proposals, statements and invoices, financial books and records, letters or other correspondence, e-mails, telegrams, telex messages, memoranda and notes of telephone conversations, telephone logs, memoranda and notes of meetings and interviews, inter-office communications, instructions, notes, memoranda, reports, summaries, manuals, magnetic tapes, tabulations, records, work papers, research papers, books, journals, microfiche, microfilm, photographic film, surveys, charts, studies, data sheets, desk calendars and diaries, policies, printed matter, telephone logs, work sheets and working papers and all documentary materials of any nature whatsoever.

The term "identify" means, with respect to a natural person, (1) his or her name; (2) his or her current job title, if still employed by the Company, and whether he or she is employed directly by Bay State Gas or NiSource; (4) his or her current business address and telephone number; and, (5) the name and address of his or her current employer, if not currently employed by the Company.

The term "identify" means, with respect to documents, (1) the author thereof and the person or persons to whom the document(s) was originally directed; (2) the source from whom Complainant obtained such document(s); (3) the date of each such document(s); (4) the current custodian of each such document(s); (5) the location at which each such document(s) is situated; and, (6) the subject matter of each such document(s).

USW 5-2: Referring to BSG's response to USW 3-11, confirm that prior to June 21, 2005, Mr. Bryant did not evaluate any materials regarding whether NCSC or BSG should utilize IBM for customer service, billing, sales and other functions other than the service quality metrics that were ultimately incorporated into the June 21, 2005 NCSC-IBM Agreement.

To the extent Mr. Bryant reviewed other documents prior to June 21, 2005, identify those documents.

USW 5-3: Provide all documents informing, regarding, or relating to Mr. Bryant's analysis of whether BSG should utilize IBM for customer service, billing, sales, and other functions both prior to and after June 21, 2005.

Respectfully submitted,

UNITED STEEL, PAPER AND FORESTRY,
RUBBER, MANUFACTURING, ENERGY,
ALLIED INDUSTRIAL AND SERVICE
WORKERS INTERNATIONAL UNION, AFL-
CIO

By its attorneys,

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